

² The time for filing a notice of appeal has now expired.

an anticipated refiling of the claims dismissed without prejudice in Missouri state court. Upon consideration, the Court will deny MPIC's request.

Accordingly,

IT IS HEREBY ORDERED that Plaintiff's Motion to Stay Proceedings (Doc. No. 11) is **DENIED**.

IT IS FURTHER ORDERED that Plaintiff is granted until **Friday, March 19, 2010**, within which to show cause why its Complaint in this matter should not be dismissed as moot.

IT IS FURTHER ORDERED that Plaintiff's Motion for Clerk's Entry of Default Judgment (Doc. No. 11) is **DENIED** without prejudice.

Dated this 10th day of March, 2010.

/s/ Jean C. Hamilton

UNITED STATES DISTRICT JUDGE